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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 ROBERT BOWERSOCK,

9 Plaintiff,

10 v.

11 FINANCIAL ASSISTANCE, INC.,

12 Defendant.

CASE NO. 2:18-cv-00307-BAT

**ORDER DENYING MOTION TO  
WITHDRAW**

13 Before the Court is the “Stipulated Motion to Withdraw” of Joshua Trigsted, counsel for  
14 Plaintiff Robert Bowersock. Dkt. 16. Mr. Trigsted declares that he has attempted to reach Mr.  
15 Bowersock over the past two months at his email and post office box, but has received no  
16 response. Dkt. 17. The motion to withdraw (Dkt. 16) is **DENIED**.

17 Local Rule 83.2 requires counsel to file a motion to withdraw, note it in accordance with  
18 LCR 7(d)(3) and serve it on the client and opposing counsel, and if the withdrawal will leave the  
19 client unrepresented, the motion must include the party's address and telephone number. The  
20 attorney will ordinarily be permitted to withdraw until sixty days before the discovery cutoff date  
21 in a civil case. In this case, the discovery deadline expired on January 25, 2019 and the parties  
22 have been ordered to submit their trial briefs and exhibits by April 26, 2019, attend a pretrial  
23 conference on April 29, 2019, and be ready to begin trial on May 1, 2019. Dkts. 10 and 15.

1 When addressing a motion to withdraw the consent of the client is not dispositive. Rather,  
2 the district court considers a variety of factors, including: (1) the reasons why withdrawal is  
3 sought; (2) the prejudice withdrawal may cause to other litigants; (3) the harm withdrawal might  
4 cause to the administration of justice; and (4) the degree to which withdrawal will delay the  
5 resolution of the case. *See Putz v. Golden*, No. C10-0741JLR, 2012 WL 13019202, at \*3 (W.D.  
6 Wash. Aug. 3, 2012) (and cases cited therein).

7 Counsel's request to withdraw simply comes too late in this case. In addition, counsel has  
8 failed to detail what steps he has taken to ensure that Mr. Bowersock has been advised of his  
9 intent to withdraw.

10 If Plaintiff cannot go forward with this case as scheduled, the Court will entertain a  
11 motion to dismiss. Otherwise, the parties and their counsel are expected to comply with all  
12 scheduled deadlines, including the pretrial conference scheduled for April 29, 2019, and be ready  
13 to begin trial on May 1, 2019.

14 Accordingly, it is **ORDERED** that the motion to withdraw (Dkt. 16) is **DENIED**. The  
15 Clerk is directed to send copies of this Order to Plaintiff Robert Bowersock at his last known  
16 addresses and to counsel for the parties.

17 DATED this 10th day of April, 2019.

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20 BRIAN A. TSUCHIDA  
21 Chief United States Magistrate Judge  
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